

TYPE-I

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:07-cv-02050-RC**

BLOCHE et al v. DEPARTMENT OF DEFENSE et al
Assigned to: Judge Rudolph Contreras
Cause: 05:552 Freedom of Information Act

Date Filed: 11/13/2007
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

M. GREGG BLOCHE
M.D.

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V.

Defendant

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Defendant

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Defendant

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Date Filed	#	Docket Text
11/13/2007	<u>1</u>	COMPLAINT against DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY (Filing fee \$ 350, receipt number 4616008236) filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Civil Cover Sheet)(lc,) (Entered: 11/15/2007)
11/13/2007		SUMMONS (11) Issued as to DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, U.S. Attorney and U.S. Attorney General (lc,) (Entered: 11/15/2007)
12/14/2007	<u>2</u>	Unopposed MOTION for Extension of Time to File Answer by DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Shapiro, Elizabeth) (Entered: 12/14/2007)
12/14/2007		Minute order granting <u>2</u> defendants' unopposed motion for enlargement of time to respond to the complaint. Defendants shall have up to and including January 14, 2008, within which to serve an answer, move, or otherwise plead to plaintiffs' complaint. Signed by Judge Henry H. Kennedy, Jr., on December 14, 2007. Official paperless order (FL,) (Entered: 12/14/2007)
12/18/2007		Reset Deadlines: Answer due by 1/14/2008. (tj) (Entered: 12/18/2007)
01/14/2008	<u>3</u>	ANSWER to <u>1</u> Complaint, by DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY. Related document: <u>1</u> Complaint, filed by JONATHAN H. MARKS, M. GREGG BLOCHE.(Ullman, Susan) (Entered: 01/14/2008)
01/17/2008	<u>4</u>	ORDER to submit proposed schedule for dispositive motions. Signed by Judge Henry H. Kennedy, Jr. on January 17, 2008. (NP) (Entered: 01/17/2008)
02/08/2008	<u>5</u>	NOTICE of Proposed Order by M. GREGG BLOCHE (Attachments: # <u>1</u> Text of Proposed Order)(Vladeck, David) (Entered: 02/08/2008)

02/08/2008	<u>6</u>	NOTICE of Proposed Order <i>Defendants' Response to Court Order of January 17, 2008</i> by DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY re <u>4</u> Order (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 02/08/2008)
02/11/2008	<u>7</u>	ORDER that defendants will process and release documents responsive to the FOIA requests on a rolling basis, with all reasonable documents provided to plaintiffs on or before 7/31/08; Defendant's dispositive motions due by 9/15/2008; Plaintiff's opposition due by 10/15/2008; and defendants reply due by 11/5/2008 Signed by Judge Henry H. Kennedy on 2/11/08. (tj,) (Entered: 02/11/2008)
07/31/2008	<u>8</u>	Unopposed MOTION for Extension of Time to <i>Release Documents</i> by DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 07/31/2008)
08/04/2008	<u>9</u>	ORDER granting defendants motion for an enlargement of time to release documents. <u>8</u> (Signed by Judge Henry H. Kennedy on 8/1/08) (tj) (Entered: 08/05/2008)
08/12/2008	<u>10</u>	MOTION to Compel <i>Defendant CIA to Process Two of Plaintiffs' FOIA Requests</i> by M. GREGG BLOCHE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Declaration of David C. Vladeck, # <u>6</u> Text of Proposed Order)(Sabbeth, Kathryn) (Entered: 08/12/2008)
08/15/2008	<u>11</u>	ORDER REFERRING MOTION: <u>10</u> Plaintiffs' Motion for an Order Compelling Defendant Central Intelligence Agency to Process Two of Plaintiffs' FOIA Requests is referred to United States Magistrate Judge John M. Facciola for his determination. Signed by Judge Henry H. Kennedy, Jr. on August 15, 2008. (NP) (Entered: 08/15/2008)
08/15/2008	<u>12</u>	CASE REFERRED to Magistrate Judge John M. Facciola for discovery purposes. (ls,) (Entered: 08/18/2008)
08/18/2008	<u>13</u>	ORDER re referral to Judge Facciola for plaintiffs' motion to compel. Signed by Magistrate Judge John M. Facciola on 8/18/08. (SP,) (Entered: 08/18/2008)
08/25/2008	<u>14</u>	Memorandum in opposition to re <u>10</u> MOTION to Compel <i>Defendant CIA to Process Two of Plaintiffs' FOIA Requests</i> filed by DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY. (Attachments: # <u>1</u> Declaration Nelson – CIA Coordinator)(Ullman, Susan) (Entered: 08/25/2008)
08/29/2008	<u>15</u>	REPLY to opposition to motion re <u>10</u> MOTION to Compel <i>Defendant CIA to Process Two of Plaintiffs' FOIA Requests</i> filed by M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit D – Email of January 22, 2008)(Sabbeth, Kathryn) (Entered: 08/29/2008)
09/15/2008	<u>16</u>	Joint MOTION for Extension of Time by M. GREGG BLOCHE. (Sabbeth, Kathryn) Modified on 9/16/2008 modified to motion (tr,). (Entered: 09/15/2008)
09/16/2008		NOTICE OF CORRECTED DOCKET ENTRY: re <u>16</u> Joint MOTION for Extension of Time for Defendants to Provide Declarations and Vaughn Indexes was changed from a Stipulation to a Motion, error has been corrected by clerk. (tr) (Entered: 09/16/2008)
09/24/2008	<u>17</u>	ORDER approving the joint stipulation <u>16</u> for an extension of time for defendants to provide declarations and Vaughn Indexes. The existing briefing schedule is VACATED. Signed by Judge Henry H. Kennedy on 9/24/08. (tj,) (Entered: 09/24/2008)

09/29/2008	<u>18</u>	MOTION for Extension of Time to <i>and for Approval of Proposed Vaughn Index</i> by CENTRAL INTELLIGENCE AGENCY (Attachments: # <u>1</u> Declaration of Delores Nelson, # <u>2</u> Exhibit E-Mail from Ullman to Sabbeth, # <u>3</u> Text of Proposed Order)(Ullman, Susan) (Entered: 09/29/2008)
10/09/2008	<u>19</u>	Memorandum in opposition to re <u>18</u> MOTION for Extension of Time to <i>and for Approval of Proposed Vaughn Index</i> filed by M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit A: Email of Aug 18-08, # <u>2</u> Exhibit B – Email of Sept 12-08, # <u>3</u> Exhibit C – Example Indexes, # <u>4</u> Exhibit D – Example Indexes, # <u>5</u> Exhibit E – Amnesty International Stipulation, # <u>6</u> Text of Proposed Order Denying Defendant's Motion)(Sabbeth, Kathryn) (Entered: 10/09/2008)
10/14/2008	<u>20</u>	ORDER REFERRING MOTION: <u>18</u> Defendant Central Intelligence Agency's Motion for Extension of Time and for Approval of Proposed Vaughn Index is referred to United States Magistrate Judge John M. Facciola for his determination. Signed by Judge Henry H. Kennedy, Jr. on October 14, 2008. (NP) (Entered: 10/14/2008)
10/17/2008	<u>21</u>	Unopposed MOTION for Extension of Time to <i>provide Declarations and Vaughn Indexes</i> by DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE INTELLIGENCE AGENCY (Ullman, Susan) (Entered: 10/17/2008)
10/20/2008		MINUTE ORDER granting <u>21</u> Unopposed Motion for Extension of Time for Defendants to Provide Declarations and Vaughn Indexes. Accordingly, the declarations and Vaughn indexes of defendant Department of Defense component Health Affairs Policy are due to Plaintiff on or before October 31, 2008. It is further ordered that the declarations and Vaughn indexes of defendants Counterintelligence Field Activity and the Defense Intelligence Agency are due to plaintiff on or before November 12, 2008. Signed by Judge Henry H. Kennedy, Jr. on October 20, 2008. (NP) (Entered: 10/20/2008)
10/21/2008	<u>22</u>	REPLY to opposition to motion re <u>18</u> MOTION for Extension of Time to <i>and for Approval of Proposed Vaughn Index</i> filed by CENTRAL INTELLIGENCE AGENCY. (Ullman, Susan) (Entered: 10/21/2008)
10/22/2008		Motion terminated: <u>16</u> Joint Stipulation for Extension of Time for Defendants to Provide Declarations and Vaughn Indexes. Stipulation approved on September 24, 2008 in docket entry <u>17</u> . Signed by Judge Henry H. Kennedy, Jr. on October 22, 2008. (NP) (Entered: 10/22/2008)
11/20/2008	<u>23</u>	ORDER denying <u>10</u> Motion to Compel; granting <u>18</u> Motion for Extension of Time. Signed by Magistrate Judge John M. Facciola on 11/20/08. (SP,) (Entered: 11/20/2008)
03/02/2009	<u>24</u>	MOTION to Amend/Correct <u>1</u> Complaint, by M. GREGG BLOCHE (Attachments: # <u>1</u> Memorandum in Support of Motion to Amend Complaint, # <u>2</u> Exhibit A: Proposed Amended Complaint, # <u>3</u> Text of Proposed Order)(Sabbeth, Kathryn) (Entered: 03/02/2009)
03/16/2009	<u>25</u>	Memorandum in opposition to re <u>24</u> MOTION to Amend/Correct <u>1</u> Complaint, filed by DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE, CENTRAL INTELLIGENCE AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, DEPARTMENT OF DEFENSE, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCED RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY. (Attachments: # <u>1</u> Exhibit CIA letter to Plaintiffs)(Ullman, Susan) (Entered: 03/16/2009)
03/17/2009	<u>26</u>	ORDER REFERRING MOTION: <u>24</u> Plaintiff's Motion for Leave to Amend Complaint is referred to United States Magistrate Judge John M. Facciola. Signed by Judge Henry H. Kennedy, Jr. on March 17, 2009. (NP) (Entered: 03/17/2009)
03/24/2009	<u>27</u>	CASE RE-REFERRED to Magistrate Judge John M. Facciola for <u>24</u> MOTION to Amend/Correct Complaint, by M. GREGG BLOCHE. (kb) (Entered: 03/25/2009)
03/26/2009	<u>28</u>	REPLY to opposition to motion re <u>24</u> MOTION to Amend/Correct <u>1</u> Complaint, filed by M. GREGG BLOCHE. (Sabbeth, Kathryn) (Entered: 03/26/2009)

05/13/2009	<u>29</u>	ORDER denying <u>24</u> Motion to Amend/Correct. Signed by Magistrate Judge John M. Facciola on 5/13/09. (SP,) (Entered: 05/13/2009)
05/13/2009	<u>30</u>	MEMORANDUM AND OPINION. Signed by Magistrate Judge John M. Facciola on 5/13/09. (SP,) (Entered: 05/13/2009)
05/15/2009	<u>31</u>	MOTION for Extension of Time to <i>Provide Vaughn Index</i> by CENTRAL INTELLIGENCE AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 05/15/2009)
05/18/2009		MINUTE ORDER granting <u>31</u> Defendant Central Intelligence Agency's Motion for Extension of Time to Provide Vaughn Index. On or before May 22, 2009, the parties will inform the court of an agreed upon schedule, or if the parties are unable to agree, Defendant Central Intelligence Agency will move for an extension until a date certain. Signed by Judge Henry H. Kennedy, Jr. on May 18, 2009. (lchhk1) (Entered: 05/18/2009)
05/22/2009	<u>32</u>	Consent MOTION for Extension of Time to <i>Provide a Schedule for Re-Processing and a Vaughn Index</i> by CENTRAL INTELLIGENCE AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 05/22/2009)
05/28/2009	<u>33</u>	NOTICE <i>Joint Stipulation for Amendment of Complaint, Responses to Certain Requests Addressed Therein, and Extension of Time for Remaining Requests</i> by CENTRAL INTELLIGENCE AGENCY re <u>32</u> Consent MOTION for Extension of Time to <i>Provide a Schedule for Re-Processing and a Vaughn Index</i> (Ullman, Susan) (Entered: 05/28/2009)
05/29/2009		MINUTE ORDER granting <u>32</u> Consent MOTION for Extension of Time to Provide a Schedule for Re-Processing and a Vaughn Index by CENTRAL INTELLIGENCE AGENCY. Further, the parties joint stipulation [#33] is approved and SO ORDERED. (Kennedy, Henry) (Entered: 05/29/2009)
06/18/2009	<u>34</u>	<i>Answer to First Amended Complaint Paragraph 29</i> ANSWER to Complaint by CENTRAL INTELLIGENCE AGENCY. Related document: <u>1</u> Complaint, filed by JONATHAN H. MARKS, M. GREGG BLOCHE.(Ullman, Susan) (Entered: 06/18/2009)
07/01/2009	<u>35</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Brian Wolfman on behalf of all plaintiffs Substituting for attorney Kathryn A. Sabbath (Wolfman, Brian) (Entered: 07/01/2009)
07/01/2009	<u>36</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to M. GREGG BLOCHE, JONATHAN H. MARKS. Attorney David C. Vladeck terminated. (Wolfman, Brian) (Entered: 07/01/2009)
01/27/2010	<u>37</u>	NOTICE of <i>Date to Provide Vaughn Index</i> by CENTRAL INTELLIGENCE AGENCY (Ullman, Susan) (Entered: 01/27/2010)
03/02/2011	<u>38</u>	MOTION for Partial Summary Judgment <i>Against Defendant United States Air Force</i> by M. GREGG BLOCHE, JONATHAN H. MARKS (Attachments: # <u>1</u> Declaration Declaration of M. Gregg Bloche, # <u>2</u> Exhibit Air Force First Production, # <u>3</u> Exhibit Air Force Second Production, # <u>4</u> Exhibit Air Force Third Production, # <u>5</u> Exhibit Air Force OSI Rerelease, # <u>6</u> Exhibit Air Force JAG Production, # <u>7</u> Exhibit Air Force OGC Production, # <u>8</u> Exhibit Air Force Vaughn Index, # <u>9</u> Exhibit Air Force Declarations, # <u>10</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 03/02/2011)
03/17/2011	<u>39</u>	Unopposed MOTION for Extension of Time to File Response/Reply to plaintiffs' motion for partial summary judgment by UNITED STATES AIR FORCE (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 03/17/2011)
03/18/2011		MINUTE ORDER granting <u>39</u> Defendant's Unopposed Motion for Extension of Time to Respond to Plaintiff's Motion for Partial Summary Judgment. Accordingly, defendant's response is due on June 21, 2011. Signed by Judge Henry H. Kennedy, Jr. on March 18, 2011. (NP) (Entered: 03/18/2011)
06/20/2011	<u>40</u>	Unopposed MOTION for Extension of Time to File Response/Reply to Plaintiffs' Motion for Partial Summary Judgment by UNITED STATES AIR FORCE (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 06/20/2011)

06/20/2011		MINUTE ORDER granting <u>40</u> Defendant United States Air Force's Unopposed Second Motion for an Extension of Time. Accordingly, defendant's response to the plaintiff's motion for partial summary judgment is due on September 2, 2011. Signed by Judge Henry H. Kennedy, Jr. on June 20, 2011. (NP) (Entered: 06/20/2011)
08/30/2011	<u>41</u>	Joint MOTION for Extension of Time to <i>Present a Plan to the Court</i> by M. GREGG BLOCHE, CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE ARMY, DEPARTMENT OF THE NAVY (Ullman, Susan) (Entered: 08/30/2011)
08/30/2011	<u>42</u>	MINUTE ORDER granting <u>41</u> Joint Motion for Extension of Time to Present a Plan to the Court. No later than September 30, 2011, defendant shall respond to plaintiff's motion for a partial summary judgment or the parties shall propose a plan to dispose of the pending motion. Signed by Judge Henry H. Kennedy, Jr. on August 30, 2011. (lchhk2) (Entered: 08/30/2011)
09/30/2011	<u>43</u>	Cross MOTION for Partial Summary Judgment by UNITED STATES AIR FORCE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit Plaintiffs 4 FOIA Requests, # <u>3</u> Declaration Cannon, # <u>4</u> Declaration Costa, # <u>5</u> Declaration Druschel, # <u>6</u> Declaration Price, # <u>7</u> Declaration Von Wald, # <u>8</u> Vaughn Index, # <u>9</u> Statement of Facts, # <u>10</u> Opposition to Plaintiffs' Statement of Facts, # <u>11</u> Text of Proposed Order)(Ullman, Susan) (Entered: 09/30/2011)
09/30/2011	<u>44</u>	Memorandum in opposition to re <u>38</u> MOTION for Partial Summary Judgment <i>Against Defendant United States Air Force</i> filed by UNITED STATES AIR FORCE. (See Docket Entry <u>43</u> to view document). (znmw,) (Entered: 10/03/2011)
10/07/2011	<u>45</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>43</u> Cross MOTION for Partial Summary Judgment by M. GREGG BLOCHE, JONATHAN H. MARKS (Attachments: # <u>1</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 10/07/2011)
10/07/2011		MINUTE ORDER granting <u>45</u> Plaintiffs' Consent Motion for Extension of Time. Accordingly, plaintiffs' opposition to defendant's motion for partial summary judgment and plaintiffs' reply in support of plaintiffs' motion for partial summary judgment are due on October 31, 2011. Signed by Judge Henry H. Kennedy, Jr. on October 7, 2011. (NP) (Entered: 10/07/2011)
10/31/2011	<u>46</u>	Memorandum in opposition to re <u>43</u> Cross MOTION for Partial Summary Judgment <i>by defendant Air Force</i> filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Exhibit Letter from Ullman to Wolfman, # <u>2</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 10/31/2011)
10/31/2011	<u>47</u>	REPLY to opposition to motion re <u>38</u> MOTION for Partial Summary Judgment <i>Against Defendant United States Air Force</i> filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Exhibit Letter from Ullman to Wolfman, # <u>2</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 10/31/2011)
11/03/2011	<u>48</u>	Unopposed MOTION for Extension of Time to File Response/Reply by UNITED STATES AIR FORCE (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 11/03/2011)
11/16/2011	<u>49</u>	ORDER by Chief Justice of the United States Supreme Court directing the designation and assignment of a United States District Judge for service in another circuit; assigning Judge Frederick J. Scullin, Jr. of the U.S. District Court for the Northern District of New York to the following cases: 04-cv-1161,05-cv-828,07-cv-2050,08-cv-1064,09-cv-1675 and 03-cv-2373. (Signed by Chief Justice John G. Roberts on 11/15/11) (jeb,) (Entered: 11/16/2011)
11/16/2011	<u>50</u>	Case Reassigned to Judge Frederick J. Scullin, Jr. Judge Henry H. Kennedy no longer assigned to the case. (jeb,) (Entered: 11/16/2011)
12/08/2011	<u>51</u>	REPLY to opposition to motion re <u>43</u> Cross MOTION for Partial Summary Judgment filed by UNITED STATES AIR FORCE. (Ullman, Susan) (Entered: 12/08/2011)

12/14/2011		TEXT SCHEDULING NOTICE: As this case has recently been reassigned to Judge Frederick J. Scullin, Jr., a Status Conference is set for 2/16/2012 10:30 AM in Chambers. The parties will be notified when the location of chambers has been determined. (Scullin, Frederick) (Entered: 12/14/2011)
01/30/2012		TEXT RESCHEDULING NOTICE: Due to a conflict in the Court's calendar: Status Conference reset for 3/14/2012 11:00 AM in Chambers before Judge Frederick J. Scullin Jr. Counsel will be notified of chambers location one week before conference date. (Scullin, Frederick) (Entered: 01/30/2012)
02/21/2012		TEXT RESCHEDULING NOTICE: At the request of the parties:Status Conference reset for 3/12/2012 09:30 AM in Chambers before Judge Frederick J. Scullin Jr. Counsel will be notified of chambers location. (Scullin, Frederick) (Entered: 02/21/2012)
02/23/2012	<u>52</u>	MOTION for Partial Summary Judgment by M. GREGG BLOCHE, JONATHAN H. MARKS (Attachments: # <u>1</u> Declaration Second Bloche Declaration, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4-A, # <u>5</u> Exhibit 4-B, # <u>6</u> Exhibit 4-C, # <u>7</u> Exhibit 4-D, # <u>8</u> Exhibit 4-E, # <u>9</u> Exhibit 5-A, # <u>10</u> Exhibit 5-B, # <u>11</u> Exhibit 5-C, # <u>12</u> Exhibit 5-D, # <u>13</u> Exhibit 5-E, # <u>14</u> Exhibit 5-F, # <u>15</u> Exhibit 5-G, # <u>16</u> Exhibit 5-H, # <u>17</u> Exhibit 5-I, # <u>18</u> Exhibit 5-J, # <u>19</u> Exhibit 5-K, # <u>20</u> Exhibit 5-L, # <u>21</u> Exhibit 5-M, # <u>22</u> Exhibit 5-N, # <u>23</u> Exhibit 5-O, # <u>24</u> Exhibit 5-P, # <u>25</u> Exhibit 5-Q, # <u>26</u> Exhibit 5-R, # <u>27</u> Exhibit 5-S, # <u>28</u> Exhibit 5-T, # <u>29</u> Exhibit 5-U, # <u>30</u> Exhibit 5-V, # <u>31</u> Exhibit 5-W, # <u>32</u> Exhibit 6, # <u>33</u> Exhibit 7, # <u>34</u> Exhibit 8)(Wolfman, Brian) (Entered: 02/23/2012)
02/23/2012	<u>53</u>	LARGE ADDITIONAL ATTACHMENT(S) (<i>First</i>) by M. GREGG BLOCHE, JONATHAN H. MARKS <u>52</u> MOTION for Partial Summary Judgment filed by JONATHAN H. MARKS, M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit 9-A, # <u>2</u> Exhibit 9-B, # <u>3</u> Exhibit 9-C, # <u>4</u> Exhibit 9-D, # <u>5</u> Exhibit 9-E, # <u>6</u> Exhibit 9-F, # <u>7</u> Exhibit 9-G, # <u>8</u> Exhibit 9-H, # <u>9</u> Exhibit 9-I, # <u>10</u> Exhibit 9-J, # <u>11</u> Exhibit 9-K, # <u>12</u> Exhibit 9-L, # <u>13</u> Exhibit 9-M, # <u>14</u> Exhibit 9-N, # <u>15</u> Exhibit 9-O, # <u>16</u> Exhibit 9-P, # <u>17</u> Exhibit 9-Q, # <u>18</u> Exhibit 9-R, # <u>19</u> Exhibit 9-S, # <u>20</u> Exhibit 9-T, # <u>21</u> Exhibit 9-U, # <u>22</u> Exhibit 9-V, # <u>23</u> Exhibit 9-W, # <u>24</u> Exhibit 9-X, # <u>25</u> Exhibit 9-Y, # <u>26</u> Exhibit 9-Z)(Wolfman, Brian) (Entered: 02/23/2012)
02/23/2012	<u>54</u>	LARGE ADDITIONAL ATTACHMENT(S) (<i>Second</i>) by M. GREGG BLOCHE, JONATHAN H. MARKS <u>52</u> MOTION for Partial Summary Judgment filed by JONATHAN H. MARKS, M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit 9-AA, # <u>2</u> Exhibit 9-BB, # <u>3</u> Exhibit 9-CC, # <u>4</u> Exhibit 9-DD, # <u>5</u> Exhibit 9-EE, # <u>6</u> Exhibit 9-FF, # <u>7</u> Exhibit 9-GG, # <u>8</u> Exhibit 9-HH, # <u>9</u> Exhibit 9-II, # <u>10</u> Exhibit 9-JJ, # <u>11</u> Exhibit 9-KK, # <u>12</u> Exhibit 9-LL, # <u>13</u> Exhibit 9-MM, # <u>14</u> Exhibit 9-NN, # <u>15</u> Exhibit 9-OO, # <u>16</u> Exhibit 9-PP, # <u>17</u> Exhibit 9-QQ, # <u>18</u> Exhibit 9-RR, # <u>19</u> Exhibit 9-SS, # <u>20</u> Exhibit 9-TT, # <u>21</u> Exhibit 9-UU, # <u>22</u> Exhibit 9-VV, # <u>23</u> Exhibit 9-WW, # <u>24</u> Exhibit 9-XX, # <u>25</u> Exhibit 9-YY, # <u>26</u> Exhibit 10, # <u>27</u> Exhibit 11)(Wolfman, Brian) (Entered: 02/23/2012)
02/23/2012	<u>55</u>	LARGE ADDITIONAL ATTACHMENT(S) (<i>Third</i>) by M. GREGG BLOCHE, JONATHAN H. MARKS <u>52</u> MOTION for Partial Summary Judgment filed by JONATHAN H. MARKS, M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit 12-A, # <u>2</u> Exhibit 12-B, # <u>3</u> Exhibit 12-C, # <u>4</u> Exhibit 12-D, # <u>5</u> Exhibit 12-E, # <u>6</u> Exhibit 12-F, # <u>7</u> Exhibit 12-G, # <u>8</u> Exhibit 12-H, # <u>9</u> Exhibit 12-I, # <u>10</u> Exhibit 12-J, # <u>11</u> Exhibit 12-K, # <u>12</u> Exhibit 12-L, # <u>13</u> Exhibit 12-M, # <u>14</u> Exhibit 12-N, # <u>15</u> Exhibit 12-O, # <u>16</u> Exhibit 12-P, # <u>17</u> Exhibit 12-Q, # <u>18</u> Exhibit 12-R, # <u>19</u> Exhibit 12-S, # <u>20</u> Exhibit 12-T, # <u>21</u> Exhibit 12-U, # <u>22</u> Exhibit 12-V, # <u>23</u> Exhibit 12-W, # <u>24</u> Exhibit 12-X, # <u>25</u> Exhibit 12-Y, # <u>26</u> Exhibit 12-Z)(Wolfman, Brian) (Entered: 02/23/2012)
02/23/2012	<u>56</u>	LARGE ADDITIONAL ATTACHMENT(S) (<i>Fourth</i>) by M. GREGG BLOCHE, JONATHAN H. MARKS <u>52</u> MOTION for Partial Summary Judgment filed by JONATHAN H. MARKS, M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit 12-AA, # <u>2</u> Exhibit 12-BB, # <u>3</u> Exhibit 12-CC, # <u>4</u> Exhibit 12-DD, # <u>5</u> Exhibit 12-EE, # <u>6</u> Exhibit 12-FF, # <u>7</u> Exhibit 12-GG, # <u>8</u> Exhibit 12-HH, # <u>9</u> Exhibit 12-II, # <u>10</u> Exhibit 12-JJ, # <u>11</u> Exhibit 12-KK, # <u>12</u> Exhibit 12-LL, # <u>13</u> Exhibit 12-MM, # <u>14</u> Exhibit 12-NN, # <u>15</u> Exhibit 12-OO, # <u>16</u> Exhibit 12-PP, # <u>17</u> Exhibit 12-QQ, # <u>18</u> Exhibit 12-RR, # <u>19</u> Exhibit 12-SS, # <u>20</u> Exhibit 12-TT, # <u>21</u> Exhibit 12-UU, # <u>22</u> Exhibit 12-VV, # <u>23</u> Exhibit 12-WW, # <u>24</u> Exhibit 12-XX, # <u>25</u> Exhibit 12-YY, #

		<u>26</u> Exhibit 12-ZZ)(Wolfman, Brian) (Entered: 02/23/2012)
02/23/2012	<u>57</u>	LARGE ADDITIONAL ATTACHMENT(S) (<i>Fifth</i>) by M. GREGG BLOCHE, JONATHAN H. MARKS <u>52</u> MOTION for Partial Summary Judgment filed by JONATHAN H. MARKS, M. GREGG BLOCHE. (Attachments: # <u>1</u> Exhibit 12-AAA, # <u>2</u> Exhibit 12-BBB, # <u>3</u> Exhibit 12-CCC, # <u>4</u> Exhibit 12-DDD, # <u>5</u> Exhibit 12-EEE, # <u>6</u> Exhibit 12-FFF, # <u>7</u> Exhibit 12-GGG, # <u>8</u> Exhibit 12-HHH, # <u>9</u> Exhibit 12-III, # <u>10</u> Exhibit 12-JJJ, # <u>11</u> Exhibit 12-KKK, # <u>12</u> Exhibit 12-LLL, # <u>13</u> Exhibit 12-MMM, # <u>14</u> Exhibit 12-NNN, # <u>15</u> Exhibit 12-OOO, # <u>16</u> Exhibit 12-PPP, # <u>17</u> Exhibit 12-QQQ, # <u>18</u> Exhibit 12-RRR, # <u>19</u> Exhibit 12-SSS, # <u>20</u> Exhibit 12-TTT, # <u>21</u> Exhibit 12-UUU, # <u>22</u> Exhibit 12-VVV, # <u>23</u> Exhibit 12-WWW, # <u>24</u> Exhibit 12-XXX, # <u>25</u> Exhibit 12-YYY, # <u>26</u> Exhibit 12-ZZZ, # <u>27</u> Exhibit 12-AAAA, # <u>28</u> Exhibit 12-BBBB, # <u>29</u> Exhibit 12-CCCC, # <u>30</u> Exhibit 13, # <u>31</u> Exhibit 14, # <u>32</u> Exhibit 15, # <u>33</u> Exhibit 16)(Wolfman, Brian) (Entered: 02/23/2012)
03/06/2012	<u>58</u>	Unopposed MOTION for Extension of Time to File Response/Reply to Plaintiffs' Motion for Partial Summary Judgment by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 03/06/2012)
03/07/2012		TEXT ORDER granting <u>58</u> Motion for Extension of Time to File Response/Reply re <u>52</u> MOTION for Partial Summary Judgment. Responses due by 5/7/2012 Replies due by 5/14/2012. The motion will be taken on submission.. IT IS SO ORDERED by Judge Frederick J. Scullin, Jr on 3/7/2012. (Scullin, Frederick) (Entered: 03/07/2012)
03/07/2012		NOTICE by COURT to COUNSEL: the status conference set for 3/12/2012 at 9:30am will be held in chambers 6333 (old building, 6th floor). (Scullin, Frederick) (Entered: 03/07/2012)
03/12/2012		Minute Entry: Status Conference held on 3/12/2012 before Judge Frederick J. Scullin, Jr.. (Court Reporter Catalina Kerr) (tb,) (Entered: 03/12/2012)
03/23/2012	<u>59</u>	NOTICE Joint Statement Regarding Documents Put In Issue By Cross Motions for Summary Judgment by M. GREGG BLOCHE, JONATHAN H. MARKS re <u>38</u> MOTION for Partial Summary Judgment Against Defendant United States Air Force, <u>43</u> Cross MOTION for Partial Summary Judgment (Wolfman, Brian) (Entered: 03/23/2012)
05/03/2012	<u>60</u>	Unopposed MOTION for Extension of Time to File Response/Reply to Plaintiffs' Motion for Partial Summary Judgment by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 05/03/2012)
05/04/2012		TEXT ORDER granting <u>60</u> Motion for Extension of Time to File Response/Reply to Plaintiff's pending motion for Summary Judgment. Response to <u>52</u> Motion for Summary Judgment now due 9/4/2012. Reply to response to <u>52</u> Motion now due 10/2/2012. This is a final extension. No further extensions will be considered. IT IS SO ORDERED by Judge Frederick J. Scullin, Jr on 5/4/2012. (Scullin, Frederick) (Entered: 05/04/2012)
05/04/2012		Reset Deadlines as to <u>52</u> MOTION for Partial Summary Judgment. Responses due by 9/4/2012 Replies due by 10/2/2012. (Scullin, Frederick) (Entered: 05/04/2012)
09/04/2012	<u>61</u>	Cross MOTION for Partial Summary Judgment by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY (Attachments: # <u>1</u> Memorandum in Support Defendants' Brief, # <u>2</u> Declaration Schrock Decl, # <u>3</u> Declaration Kardelis Decl, # <u>4</u> Declaration Smith 2nd Decl, # <u>5</u> Declaration Casciotti 2nd Decl, # <u>6</u> Declaration Reilly Decl, # <u>7</u> 2012 Navy Vaughn, # <u>8</u> 2012 OASD-HA Vaughn, # <u>9</u> 2012 OASD-HAGC Vaughn, # <u>10</u> Statement of Facts, # <u>11</u> Opposition to Ps Statement of Facts, # <u>12</u> Text of Proposed Order)(Ullman, Susan) (Entered: 09/04/2012)
09/04/2012		Memorandum in opposition to <u>52</u> Plaintiffs' MOTION for Partial Summary Judgment filed by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY. (See Docket Entry 61 to view document). (Entered: 10/03/2011) (jeb,) (Entered: 09/05/2012)

10/02/2012	<u>62</u>	Memorandum in opposition to re <u>61</u> Cross MOTION for Partial Summary Judgment <i>on behalf of Navy and DoD</i> filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 10/02/2012)
10/02/2012	<u>63</u>	REPLY to opposition to motion re <u>52</u> MOTION for Partial Summary Judgment <i>against Navy and DoD</i> filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 10/02/2012)
10/04/2012	<u>64</u>	Unopposed MOTION for Extension of Time to File Response/Reply to Plaintiffs' Opposition to Defendants' Motion for Partial Summary Judgment by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY (Attachments: # <u>1</u> Text of Proposed Order)(Ullman, Susan) (Entered: 10/04/2012)
10/04/2012		TEXT ORDER granting <u>64</u> Unopposed Motion for Extension of Time to File Response and Reply re <u>52</u> MOTION for Partial Summary Judgment. Responses due by 11/1/2012. Replies due by 11/8/2012.. IT IS SO ORDERED by Judge Frederick J. Scullin, Jr on 10/4/2012. (Scullin, Frederick) (Entered: 10/04/2012)
11/01/2012	<u>65</u>	REPLY to opposition to motion re <u>61</u> Cross MOTION for Partial Summary Judgment filed by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY. (Attachments: # <u>1</u> 10-24-12 letter from Ullman to Wolfman, # <u>2</u> Navy Doc 29 - selected pages)(Ullman, Susan) (Entered: 11/01/2012)
11/08/2012		TEXT MOTION SCHEDULING NOTICE: The Court has determined that oral argument is necessary in this case re: <u>61</u> Cross MOTION for Partial Summary Judgment , <u>52</u> MOTION for Partial Summary Judgment, <u>43</u> Cross MOTION for Partial Summary Judgment, <u>38</u> MOTION for Partial Summary Judgment Motion Hearing set for 12/10/2012 10:30 AM in Courtroom 17 before Judge Frederick J. Scullin Jr.. (Scullin, Frederick) (Entered: 11/08/2012)
11/16/2012	<u>66</u>	MOTION for Leave to File Surreply by M. GREGG BLOCHE, JONATHAN H. MARKS (Attachments: # <u>1</u> Exhibit [Proposed] Surreply with Declaration, # <u>2</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 11/16/2012)
11/16/2012		TEXT ORDER granting <u>66</u> Motion by Plaintiffs for Leave to File a Surreply to <u>61</u> Cross Motion for Partial Summary Judgment. IT IS SO ORDERED by Judge Frederick J. Scullin, Jr on 11/16/2012. (Scullin, Frederick) Modified on 11/16/2012 (Scullin, Frederick). (Entered: 11/16/2012)
11/16/2012		CLERK'S CORRECTION OF DOCKET ENTRY of Text Order dated 11/16/2012 to reflect proper party re: SURREPLY (Scullin, Frederick) (Entered: 11/16/2012)
11/16/2012	<u>67</u>	SURREPLY to <u>65</u> Reply to opposition to Cross Motion for Partial Summary Judgment. (Scullin, Frederick) (Entered: 11/16/2012)
12/10/2012		Minute Entry for proceedings held before Judge Frederick J. Scullin, Jr: Motion Hearing held on 12/10/2012 re <u>61</u> Cross MOTION for Partial Summary Judgment filed by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, <u>52</u> MOTION for Partial Summary Judgment filed by JONATHAN H. MARKS, M. GREGG BLOCHE, <u>43</u> Cross MOTION for Partial Summary Judgment filed by UNITED STATES AIR FORCE. Defendant's vaughn index due within 3 weeks of this hearing; Response to exemption request due by the end of January 2013. (Court Reporter: Vicki Eastvold.) (ztj,) (Entered: 12/11/2012)
12/19/2012	<u>68</u>	NOTICE of Update to ECF 59 by UNITED STATES AIR FORCE (Ullman, Susan) (Entered: 12/19/2012)
12/31/2012	<u>69</u>	NOTICE of Submission of Updated Vaughn Indexes by DEPARTMENT OF DEFENSE (Attachments: # <u>1</u> Vaughn Index of Office of Deputy General Counsel, # <u>2</u> Vaughn Index of Office of the Asst Sec of Defense for Health Affairs)(Ullman, Susan) (Entered: 12/31/2012)
01/30/2013	<u>70</u>	REPLY re <u>69</u> Notice (Other) regarding updated Vaughn indexes filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Wolfman, Brian) (Entered: 01/30/2013)
02/06/2013	<u>71</u>	SUPPLEMENTAL MEMORANDUM to re <u>52</u> MOTION for Partial Summary Judgment, <u>38</u> MOTION for Partial Summary Judgment Against Defendant United States Air Force filed by M. GREGG BLOCHE, JONATHAN H. MARKS.

		(Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Wolfman, Brian) (Entered: 02/06/2013)
02/14/2013	<u>72</u>	TRANSCRIPT OF PROCEEDINGS before Judge Frederick J. Scullin, Jr held on 3/12/12; Page Numbers: 1–15. Date of Issuance:2/14/13. Court Reporter/Transcriber Catalina Kerr, Telephone number 202–354–3258, Court Reporter Email Address : catykerr@msn.com.<P></P>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.<P> NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov .<P></P> Redaction Request due 3/7/2013. Redacted Transcript Deadline set for 3/17/2013. Release of Transcript Restriction set for 5/15/2013.(Kerr, Catalina) (Entered: 02/14/2013)
02/15/2013	<u>73</u>	MOTION to Strike <u>71</u> Supplemental Memorandum, by DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, UNITED STATES AIR FORCE (Ullman, Susan) (Entered: 02/15/2013)
02/25/2013	<u>74</u>	Memorandum in opposition to re <u>73</u> MOTION to Strike <u>71</u> Supplemental Memorandum, filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Wolfman, Brian) (Entered: 02/25/2013)
03/08/2013	<u>75</u>	NOTICE of Proposed Order by M. GREGG BLOCHE, JONATHAN H. MARKS re <u>73</u> MOTION to Strike <u>71</u> Supplemental Memorandum, , <u>74</u> Memorandum in Opposition (Attachments: # <u>1</u> Text of Proposed Order)(Wolfman, Brian) (Entered: 03/08/2013)
08/19/2014	<u>76</u>	NOTICE of Appearance by Michael T. Kirkpatrick on behalf of All Plaintiffs (Kirkpatrick, Michael) (Entered: 08/19/2014)
08/20/2014	<u>77</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to M. GREGG BLOCHE, JONATHAN H. MARKS. Attorney Brian Wolfman terminated. (Wolfman, Brian) (Entered: 08/20/2014)
10/09/2014	<u>78</u>	NOTICE of Appearance by Meghan Boone on behalf of All Plaintiffs (Boone, Meghan) (Entered: 10/09/2014)
11/24/2014	<u>79</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to M. GREGG BLOCHE, JONATHAN H. MARKS. Attorney Kathryn A. Sabbath terminated. (znmw,) (Entered: 11/25/2014)
07/22/2016	<u>80</u>	NOTICE of Appearance by Aderson Bellegarde Francois on behalf of All Plaintiffs (Francois, Aderson) (Entered: 07/22/2016)
07/22/2016	<u>81</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to M. GREGG BLOCHE, JONATHAN H. MARKS. Attorney Michael T. Kirkpatrick terminated. (Kirkpatrick, Michael) (Entered: 07/22/2016)
08/03/2016	<u>82</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to M. GREGG BLOCHE, JONATHAN H. MARKS. Attorney Meghan Boone terminated. (Boone, Meghan) (Entered: 08/03/2016)
01/26/2017	<u>83</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Kristina Ann Wolfe on behalf of CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY Substituting for attorney Susan K. Ullman (Wolfe, Kristina) (Entered: 01/26/2017)
09/18/2017	<u>84</u>	MEMORANDUM–DECISION AND ORDER: The Court hereby ORDERS that Plaintiffs' # <u>38</u> motion for partial summary judgment is GRANTED in part and

		DENIED in part; and Defendant United States Air Force's # <u>43</u> cross-motion for partial summary judgment is GRANTED in part and DENIED in part consistent with this Memorandum–Decision and Order. The Court further ORDERS that Defendant United States Air Force's # <u>73</u> motion to strike Plaintiffs' additional memorandum is DENIED as moot. The Court further ORDERS that all Defendants, other than Defendant United States Air Force, shall re-review all exemptions they have claimed in their pending # <u>61</u> collective motion for summary judgment paying close attention to the segregability of factual information and the conclusory nature of their declarations. Furthermore, the Court instructs Plaintiffs and all Defendants, other than Defendant United States Air Force, to confer and file a list of documents that are still in dispute within 30 days of the date of this Memorandum–Decision and Order. Signed by Judge Frederick J. Scullin, Jr. on 9/18/2017. (Scullin, Frederick) (Entered: 09/18/2017)
10/16/2017	<u>85</u>	Joint MOTION for Extension of Time to <i>Submit Status Report</i> by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY (Attachments: # <u>1</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 10/16/2017)
12/18/2017	<u>86</u>	Joint MOTION for Extension of Time to <i>Submit Status Report</i> by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY (Attachments: # <u>1</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 12/18/2017)
12/18/2017	<u>87</u>	ORDER granting <u>86</u> Motion for Extension of Time to submit status report.. Signed by Judge Frederick J. Scullin, Jr on 12/18/2017. (Scullin, Frederick) (Entered: 12/18/2017)
03/19/2018	<u>88</u>	Joint MOTION for Extension of Time to <i>Submit Status Report</i> by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY (Attachments: # <u>1</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 03/19/2018)
03/20/2018	<u>89</u>	TEXT ORDER granting <u>88</u> Motion for Extension of Time to submit Status Report identifying documents in dispute. Status Report due by 5/18/2018.. IT IS SO ORDERED by Judge Frederick J. Scullin, Jr on 3/20/2018. (Scullin, Frederick) (Entered: 03/20/2018)
05/18/2018	<u>90</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 05/18/2018)
07/02/2018		Case randomly reassigned to Judge Rudolph Contreras. Judge Frederick J. Scullin, Jr is no longer assigned to the case. (ztnr) (Entered: 07/02/2018)
07/02/2018		MINUTE ORDER: Upon consideration of <u>90</u> the parties' joint status report, it is hereby ORDERED that the parties shall meet and confer and submit an updated joint status report on or before July 16, 2018. That report shall include a revised proposed scheduling order, and it shall also indicate whether any of the parties' prior summary judgment briefing remains unresolved. SO ORDERED. Signed by Judge Rudolph Contreras on July 2, 2018. (lcrc3) (Entered: 07/02/2018)

07/02/2018		Set/Reset Deadlines: Status Report due by 7/16/2018 (tj) (Entered: 07/02/2018)
07/16/2018	<u>91</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY. (Attachments: # <u>1</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 07/16/2018)
07/16/2018	<u>92</u>	SCHEDULING ORDER. See document for details. Signed by Judge Rudolph Contreras on July 16, 2018. (lcrc3) (Entered: 07/16/2018)
07/17/2018		Set/Reset Deadlines: Motions due by 9/21/2018. Responses due by 10/12/2018 Replies due by 10/26/2018. Status Report due by 8/31/2018 (tj) (Entered: 07/17/2018)
08/31/2018	<u>93</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY. (Attachments: # <u>1</u> Exhibit 1 – Navy 31, # <u>2</u> Exhibit 2 – Navy 32, # <u>3</u> Exhibit 3 – Navy 40, # <u>4</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 08/31/2018)
08/31/2018		MINUTE ORDER: Upon consideration of <u>93</u> the parties' Joint Status Report, it is hereby ORDERED that <u>92</u> the July 16, 2018 Scheduling Order is Vacated with respect to Defendant the United States Air Force. It is FURTHER ORDERED that the following schedule shall govern further proceedings: Defendants the United States Army, the Defense Intelligence Agency, the Department of Defense: Joint Task Force–Guantanamo, the Department of Defense: United States Special Operations Command, and the Office of the Director of National Intelligence shall submit their Motion for Summary Judgment on or before October 12, 2018; Plaintiffs shall submit their Cross–Motion for Summary Judgment and response to Defendants' Motion on or before November 2, 2018; Defendants shall submit their Reply in support of their Motion for Summary Judgment and response to Plaintiffs' Cross–Motion on or before November 21, 2018; and Plaintiffs shall submit their Reply in Support of their Cross–Motion on or before December 7, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on August 31, 2018. (lcrc3) (Entered: 08/31/2018)
09/05/2018		Set/Reset Deadlines: Cross Motions due by 11/2/2018. Response to Cross Motions due by 11/21/2018. Reply to Cross Motions due by 12/7/2018. Summary Judgment motions due by 10/12/2018. Response to Motion for Summary Judgment due by 11/2/2018. Reply to Motion for Summary Judgment due by 11/21/2018. (tj) (Entered: 09/05/2018)
10/05/2018	<u>94</u>	NOTICE of Change of Address by Kristina Ann Wolfe (Wolfe, Kristina) (Entered: 10/05/2018)
10/05/2018	<u>95</u>	STATUS REPORT by CENTRAL INTELLIGENCE AGENCY. (Wolfe, Kristina) (Entered: 10/05/2018)
10/09/2018		MINUTE ORDER: Upon consideration of <u>95</u> Defendant CIA's Status Report, it is hereby ORDERED that CIA shall submit another status report on or before February 1, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on October 9, 2018. (lcrc3) (Entered: 10/09/2018)
10/09/2018		Set/Reset Deadlines: Status Report due by 2/1/2019 (tj) (Entered: 11/21/2018)
10/12/2018	<u>96</u>	MOTION for Summary Judgment (<i>Partial</i>) by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of Jan Walker, # <u>3</u> Declaration of Major John E. Swords, # <u>4</u> Declaration of Alesia Y. Williams, # <u>5</u> Declaration of John F. Hackett, # <u>6</u> Declaration of Eric F. Stein, # <u>7</u> Declaration of Rear Admiral David M. Thomas, # <u>8</u>

		Declaration of Jacqueline J. Scott, # <u>9</u> Declaration of Mark H. Herrington, # <u>10</u> Declaration of Rear Admiral John C. Ring, # <u>11</u> Declaration of Major General Michael Erik Kurilla, # <u>12</u> Statement of Facts, # <u>13</u> Text of Proposed Order)(Wolfe, Kristina); Modified event on 10/16/2018 (tth). (Entered: 10/12/2018)
11/02/2018	<u>97</u>	Cross MOTION for Partial Summary Judgment by M. GREGG BLOCHE, JONATHAN H. MARKS (Attachments: # <u>1</u> Memorandum in Support of Plaintiffs' Motion for Partial Summary Judgment, # <u>2</u> Declaration of M. Gregg Bloche, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J, # <u>13</u> Exhibit K, # <u>14</u> Exhibit L, # <u>15</u> Exhibit M, # <u>16</u> Statement of Facts Statement of Undisputed Material Facts, # <u>17</u> Statement of Facts Opposition to Defendants' Statement of Facts, # <u>18</u> Text of Proposed Order)(Francois, Aderson) Modified event title on 11/13/2018 (znmw). (Entered: 11/02/2018)
11/02/2018	<u>98</u>	Memorandum in opposition to re <u>96</u> MOTION for Partial Summary Judgment filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Memorandum in Support of Opposition to Defendants' Motion for Partial Summary Judgment, # <u>2</u> Declaration of M. Gregg Bloche, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J, # <u>13</u> Exhibit K, # <u>14</u> Exhibit L, # <u>15</u> Exhibit M, # <u>16</u> Statement of Facts Statement of Undisputed Material Facts, # <u>17</u> Statement of Facts Opposition to Defendants' Statement of Facts, # <u>18</u> Text of Proposed Order)(Francois, Aderson) (Entered: 11/02/2018)
11/21/2018	<u>99</u>	Memorandum in opposition to re <u>97</u> MOTION for Partial Summary Judgment filed by COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF THE ARMY. (Attachments: # <u>1</u> Exhibit K, # <u>2</u> Exhibit L (Second Declaration of John E. Swords), # <u>3</u> Statement of Facts (Response), # <u>4</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 11/21/2018)
11/21/2018	<u>100</u>	REPLY to opposition to motion re <u>96</u> MOTION for Partial Summary Judgment filed by COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEPARTMENT OF DEFENSE, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF THE ARMY. (Attachments: # <u>1</u> Exhibit K, # <u>2</u> Exhibit L (Second Declaration of John E. Swords))(Wolfe, Kristina) (Entered: 11/21/2018)
12/07/2018	<u>101</u>	REPLY to opposition to motion re <u>97</u> MOTION for Partial Summary Judgment filed by M. GREGG BLOCHE, JONATHAN H. MARKS. (Attachments: # <u>1</u> Exhibit 1)(Francois, Aderson) (Entered: 12/07/2018)
01/24/2019	<u>102</u>	Unopposed MOTION to Stay <i>in Light of the Lapse in Appropriations</i> by CENTRAL INTELLIGENCE AGENCY, COUNTERINTELLIGENCE FIELD ACTIVITY, DEFENSE ADVANCE RESEARCH PROJECTS AGENCY, DEFENSE INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF THE NAVY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY (Attachments: # <u>1</u> Text of Proposed Order)(Wolfe, Kristina) (Entered: 01/24/2019)
01/24/2019		MINUTE ORDER granting in part and denying in part <u>102</u> Defendants' Unopposed Motion to Stay. It is hereby ORDERED that the deadline for Defendant Central Intelligence Agency to submit a status report, currently February 1, 2019, is stayed until appropriations are restored to the Department of Justice. The case is not otherwise stayed. SO ORDERED. Signed by Judge Rudolph Contreras on January 24, 2019. (lcrc3) (Entered: 01/24/2019)